

IN THE UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

TYRONE KEYS :  
v. Plaintiff, : Case No. 8:18-cv-02098-CEH-JSS  
BERT BELL/PETE ROZELLE :  
NFL PLAYER RETIREMENT PLAN :  
and the NFL PLAYER DISABILITY :  
& NEUROCOGNITIVE BENEFIT :  
PLAN, :  
Defendants. :  
\_\_\_\_\_

**STIPULATION OF AGREED MATERIAL FACTS**

1. This case is governed by the Employee Retirement Income Security Act of 1974 (ERISA).
2. The Retirement Board (“Board”) is the administrator and named fiduciary of the Bert Bell/Pete Rozelle NFL Player Retirement Plan (“Plan”). The Plan grants the Board full discretionary authority to interpret the terms of the Plan and make final benefit decisions. Therefore, the Board’s decision should be reviewed under an abuse of discretion standard based on the facts set forth in the record (“Administrative Record”) before the Board when it made its decision.
3. The Parties agree that the Administrative Record is comprised of documents marked AR-00001 through AR-05287. The Administrative Record has been filed in this action in redacted form, ECF 56.

**[SIGNATURE LINES ON FOLLOWING PAGE]**

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PLAYER RETIREMENT PLAN, and the  
NFL PLAYER DISABILITY &  
NEURCOGNITIVE BENEFIT PLAN

### CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing **STIPULATION OF AGREED MATERIAL FACTS** has been electronically filed with the Clerk of the Court using the CM/ECF system. I further certify that a true and correct copy of the foregoing will be furnished through the CM/ECF system to counsel of record on this **29th** day of November, 2019.

/s/ Lansing C. Scriven